

NOV 13 2006

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DATE: November 13, 2006

To:

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Commissioner for Patents	USPTO	571-273-8300	

FROM: Thomas E. Hilbun

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FILE NO.: JMCV 1042212 | NUMBER OF PAGES, INCLUDING COVER: 4
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Re: Response to Notice of Non-Compliant Amendment dated 11/07/06

Attached are the following:

- a. Response to Notice of Non-Compliant Amendment dated 11/07/06; and
- c. Transmittal Form

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PTO/SB/21 (09-04)

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TRANSMITTAL
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(To be used for all correspondence after initial filing)

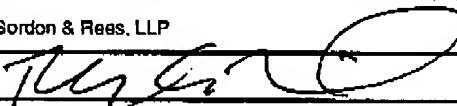
Total Number of Pages in This Submission

Application Number	10672,516
Filing Date	09/29/2006
First Named Inventor	McVay
Art Unit	3714
Examiner Name	harper, Tramar
Attorney Docket Number	MJMCV 1042212

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		
Response to Notice of Non-Compliant Amendment		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Gordon & Rees, LLP		
Signature			
Printed name	Thomas E. Hilburn		
Date	Nov. 13, 2006	Reg. No.	56,546

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Pat Mifield	Date	Nov. 13, 2006

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Julian Clyde McVay

Serial No.: 10/672,516

Filed: September 29, 2003

For: Consonant Pain

Customer No.:

Confirmation No.:

Group Art Unit: 3714

Examiner: Tramar Harper

Docket No.: JMCV 1042212

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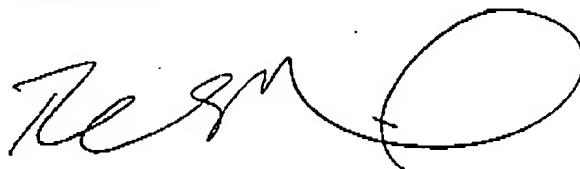
RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Mail Stop AMENDMENT
Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Responsive to the Notice of Non-Compliant Amendment of November 7, 2006, please accept the corrected amendment to the above-identified application:

Amendments to the Claims are on pages 2 of this paper.

Respectfully Submitted,



Thomas E. Hilbun
Attorney for Applicant
Registration No. 56,546

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